

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FISH, WILDLIFE AND PARKS**

**Call to Order:** Chair Kelly Flynn, on February 2, 2017 at 3:00 PM, in Room 152 Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Kelly Flynn, Chair (R)  
Rep. Bob Brown, Vice Chair (R)  
Rep. Virginia Court (D)  
Rep. Tom Jacobson (D)  
Rep. George G. Kipp III (D)  
Rep. Casey Knudsen (R)  
Rep. Denley M. Loge (R)  
Rep. Matt Regier (R)  
Rep. Adam Rosendale (R)  
Rep. Ray L. Shaw (R)  
Rep. Sue Vinton (R)  
Rep. Tom Welch (R)  
Rep. Kerry White (R)

##### **Members Excused:**

Rep. Bridget Smith, Vice Chair (D)  
Rep. Zach Brown (D)  
Rep. Jean Price (D)  
Rep. Sharon Stewart-Peregoy (D)

**Members Absent:** None

**Staff Present:** Jessica Riffel, Committee Secretary  
Hope Stockwell, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 289, 1/30/2017; HB 311, 1/30/2017; SB 52, 1/30/2017  
Executive Action: HB 96, HB 204, HB 243

00:01:04 Rep. Price and Rep. Z. Brown joined the meeting

**Introduction of Department of Fish Wildlife and Parks Director:**

00:02:12 Hank Worsch, Department of Fish Wildlife and Parks (FWP)

00:02:28 Martha Williams, Department of Fish Wildlife and Parks (FWP)

**HEARING ON SB 52**

**Opening Statement by Sponsor:**

00:04:10 Sen. Jill Cohenour (D), SD 42, opened the hearing on SB 52, Clarify additional penalties for hunting with artificial light.

**Proponents' Testimony:**

00:05:51 Nick Gevock, Montana Wildlife Federation (MWF)

00:06:28 Ron Jendro, Department of Fish Wildlife and Parks (FWP)

[EXHIBIT\(fih24a01\)](#)

00:08:23 Joe Perry, Montana Sportsmen Alliance (MSA)

00:08:55 Jerry Davis, Montana Bowhunters Association (MBA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:09:48 Chair Flynn

00:10:25 Ron Jendro, FWP

00:10:45 Chair Flynn

00:11:01 Ron Jendro, FWP

**Closing by Sponsor:**

00:11:17 Sen. Cohenour

**HEARING ON HB 311**

**Opening Statement by Sponsor:**

00:12:14 Rep. Rae Peppers (D), HD 41, opened the hearing on HB 311, Provide veteran preference for certain block management areas on Veterans Day.

00:14:31 Rep. Stewart-Peregoy joined the meeting

**Proponents' Testimony:**

00:15:46 Rep. Fleming, Self

00:16:44 Nick Gevock, Montana Wildlife Federation (MWF)

00:17:28 Jean Johnson, Montana Outfitters and Guides Association (MOGA)

00:18:07 Hank Worsch, Department of Fish Wildlife and Parks (FWP)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:18:59 Rep. White  
 00:19:24 Hope Stockwell, Legislative Services Division (LSD)  
 00:20:04 Rep. White  
 00:20:09 Hope Stockwell, LSD  
 00:20:19 Rep. White  
 00:21:02 Rep. Peppers  
 00:21:25 Rep. Vinton  
 00:22:16 Rep. Peppers  
 00:22:42 Rep. Vinton  
 00:23:05 Rep. Peppers  
 00:23:25 Rep. Stewart-Peregoy  
 00:24:12 Hank Warsech, FWP  
 00:25:05 Rep. Stewart-Peregoy  
 00:25:23 Hank Warsech, FWP  
 00:25:30 Rep. B. Brown  
 00:25:56 Hank Warsech, FWP  
 00:26:12 Chair Flynn  
 00:26:30 Hank Warsech, FWP

**Closing by Sponsor:**

00:26:58 Rep. Peppers

**HEARING ON HB 289**

**Opening Statement by Sponsor:**

00:27:58 Rep. Tom Jacobson (D), HD 21, opened the hearing on HB 289, Revise outfitter assistant laws.

**Proponents' Testimony:**

00:30:21 Joe Perry, Montana Sportsmen Alliance (MSA)  
 00:37:23 Robin Cunningham, Self

[EXHIBIT\(fih24a02\)](#)

00:39:43 Rep. B. Smith joined the meeting  
 00:44:01 Jerry Davis, Montana Bowhunters Association (MBA)

**Opponents' Testimony:**

00:46:32 Jean Johnson, Montana Outfitters and Guides Association (MOGA)

[EXHIBIT\(fih24a03\)](#)

[EXHIBIT\(fih24a04\)](#)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:59:37 Rep. Rosendale  
 01:00:00 Jean Johnson, MOGA  
 01:00:10 Rep. Rosendale  
 01:00:19 Jean Johnson, MOGA  
 01:00:34 Rep. Rosendale

01:00:43 Jean Johnson, MOGA  
01:00:58 Rep. Welch  
01:01:41 Jean Johnson, MOGA  
01:02:44 Rep. Price  
01:03:15 Rep. Jacobson  
01:04:37 Rep. Price  
01:05:11 Rep. Z. Brown  
01:06:18 Jean Johnson, MOGA  
01:07:15 Rep. Z. Brown  
01:07:42 Jean Johnson, MOGA  
01:08:51 Rep. Stewart-Peregoy  
01:10:08 Jean Johnson, MOGA  
01:11:04 Rep. Stewart-Peregoy  
01:13:02 Robin Cunningham, Self  
01:16:05 Rep. Stewart-Peregoy  
01:17:16 Robin Cunningham, Self  
01:18:47 Rep. Stewart-Peregoy  
01:19:49 Robin Cunningham, Self  
01:21:11 Rep. White  
01:22:46 Rep. Jacobson  
01:23:06 Rep. White  
01:23:42 Rep. Jacobson  
01:25:14 Rep. White  
01:27:29 Rep. Jacobson  
01:27:45 Rep. White  
01:28:16 Rep. Jacobson  
01:28:42 Rep. Court  
01:29:36 Jean Johnson, MOGA  
01:31:13 Rep. Court  
01:32:06 Jean Johnson, MOGA  
01:33:04 Rep. Court  
01:34:03 Robin Cunningham, Self  
01:34:39 Rep. Court  
01:34:46 Robin Cunningham, Self  
01:34:58 Rep. Court  
01:35:45 Ron Jendro, Department of Fish, Wildlife and Parks (FWP)  
01:36:25 Hope Stockwell, LSD  
01:37:18 Rep. B. Brown  
01:38:49 Rep. Jacobson  
01:39:24 Rep. Loge  
01:40:02 Robin Cunningham, Self  
01:40:51 Rep. Loge  
01:41:12 Robin Cunningham, Self  
01:41:35 Chair Flynn  
01:42:08 Jean Johnson, MOGA  
01:43:18 Chair Flynn  
01:43:50 Jean Johnson, MOGA  
01:44:21 Chair Flynn  
01:44:51 Rep. Jacobson  
01:45:25 Chair Flynn

01:45:28 Rep. Jacobson  
01:45:40 Rep. Kipp III  
01:47:23 Robin Cunningham, Self  
01:47:59 Rep. Kipp III

**Closing by Sponsor:**

01:48:46 Rep. Jacobson

01:53:22 Recessed  
02:21:17 Reconvened

**EXECUTIVE ACTION ON HB 96**

02:21:54 **Motion:** Rep. Z. Brown moved that **HB 96 DO PASS.**

**Discussion:**

02:22:03 Hope Stockwell, LSD  
02:22:27 Rep. Z. Brown

02:23:43 **Motion:** Rep. Flynn moved that **HB 96 BE AMENDED.**

**EXHIBIT(fih24a05)**

**Discussion:**

02:24:41 Chair Flynn  
**EXHIBIT(fih24a06)**

02:29:57 Rep. Z. Brown  
02:31:20 Rep. Loge  
02:31:41 Rep. Vinton  
02:32:21 Chair Flynn  
02:32:52 Rep. B. Brown  
02:33:41 Chair Flynn  
02:34:55 Rep. White

02:35:49 **Vote:** Motion carried 9-8 by roll call vote with Rep. Z. Brown, Rep. Court, Rep. Jacobson, Rep. Kipp, Rep. Loge, Rep. Price, Rep. B. Smith and Rep. Stewart-Peregoy voting no.

02:36:58 **Motion:** Rep. B. Brown moved that **HB 96 DO PASS AS AMENDED.**

02:37:08 **Substitute Motion:** Rep. White made a substitute motion that **HB 96 BE CONCEPTUALLY AMENDED BY INSERTING A TERMINATION DATE OF FEBRUARY 28, 2019.**

**Discussion:**

02:37:43 Rep. Z. Brown  
02:38:42 Chair Flynn  
02:38:55 Hope Stockwell, LSD  
02:39:07 Rep. White  
02:39:23 Hope Stockwell, LSD

02:40:55 Rep. White **AMENDED HIS PREVIOUS MOTION TO STRIKE FEBRUARY 28, 2019 AND INSERT JUNE 30, 2019.**

**Discussion:**

02:41:30 Rep. B. Brown

02:42:00 **Vote:** Motion carried 11-6 by roll call vote with Rep. Z. Brown, Rep. Court, Rep. Kipp, Rep. Price, Rep. B. Smith and Rep. Stewart-Peregoy voting no.

02:43:15 **Motion:** Rep. B. Brown moved that **HB 96 DO PASS AS AMENDED.**

**Discussion:**

02:43:38 Chair Flynn

02:44:17 Rep. Loge

02:44:29 **Vote:** Motion carried 14-3 by roll call vote with Rep. Court, Rep. Jacobson and Rep. Kipp voting no.

**EXECUTIVE ACTION ON HB 204**

02:46:07 **Motion:** Rep. B. Brown moved that **HB 204 DO PASS.**

**Discussion:**

02:46:16 Hope Stockwell, LSD

[EXHIBIT\(fih24a07\)](#)

02:46:55 **Motion:** Rep. B. Brown moved that **HB 204 BE AMENDED.**

**Discussion:**

02:47:13 Hope Stockwell, LSD

02:48:03 Rep. White

02:48:52 **Vote:** Motion carried unanimously by voice vote.

02:49:17 **Motion:** Rep. B. Brown moved that **HB 204 DO PASS AS AMENDED.**

**Discussion:**

02:49:27 Rep. Jacobson

02:50:27 **Substitute Motion/Vote:** Rep. B. Brown made a substitute motion that **HB 204 BE TABLED.** Substitute Motion carried 16-1 by voice vote with Rep. Flynn voting no.

02:51:46 Rep. B. Brown takes over the chair

**EXECUTIVE ACTION ON HB 243**

02:51:52     **Motion:** Rep. Jacobson moved that **HB 243 DO PASS.**

**Discussion:**

02:52:07     Hope Stockwell, LSD

02:52:35     Rep. Jacobson

02:53:12     Rep. C. Knudsen

02:53:48     Rep. White

02:54:07     Rep. Shaw

02:54:17     Rep. Loge

02:54:30     **Vote:** Motion failed 6-10 by roll call vote with Rep. Court, Rep. Jacobson, Rep. Kipp, Rep. Price, Rep. B. Smith and Rep. Stewart-Peregoy voting aye. Rep. Flynn was excused.

02:55:39     **Motion/Vote:** Rep. Vinton moved that **HB 243 BE TABLED.** Motion carried 16-0 by voice vote. Rep. Flynn Abstained.

02:56:00     Rep. Flynn resumes Chair duties

**ADJOURNMENT**

Adjournment: 02:56:13

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Jessica Riffel, Secretary

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Additional Documents:

**EXHIBIT**([fih24aad.pdf](#))